

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re application of: **Breese et al.**

Serial No.: 10/062,369

Filed: **January 31, 2002**

For: **Method and System for  
Performance Reporting in a Network  
Environment**

**50170**

PATENT TRADEMARK OFFICE

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Group Art Unit: **2152**

Examiner: **Unknown**

Attorney Docket No.: **AUS920011024US1**

**Certificate of Mailing Under 37 C.F.R. § 1.8(a)**

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By:

*Rebecca Clayton*

Rebecca Clayton

**TRANSMITTAL DOCUMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:  
ENCLOSED HEREWITH:

- Supplemental Information Disclosure Statement;
- Form PTO/SB/08;
- References AA-AP; and
- Our return postcard.

No fees are believed to be necessary. If, however, any fees are required, I authorize the Commissioner to charge these fees which may be required to IBM Corporation Deposit Account No. 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is required, the extension is requested, and I authorize the Commissioner to charge any fees for this extension to IBM Corporation Deposit Account No. 09-0447.

Respectfully submitted,

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In re application of: **Breese et al.**

Serial No.: **10/062,369**

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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. 1.97**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants request that the information listed on the attached PTO/SB/08 be considered by the Office during the pendency of the above entitled application, pursuant to 37 C.F.R. 1.97.

Please charge any fees necessary for prosecution of the present application to Deposit Account No. 09-0447. If any extension of time is required, such extension is hereby requested. Please charge any additional required fee for extension of time to Deposit Account No. 09-0447.

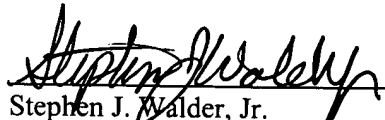
In accordance with 37 C.F.R. 1.97(h), the filing of this Supplemental Information Disclosure Statement shall not constitute an admission that any information cited therein is, or is considered to be, material to patentability as defined in 37 C.F.R. 1.56(b). In the interest of full and complete disclosure to the Office, some or all of the art cited herein may not be considered by Applicant(s) or the Undersigned to be material under the new standards of materiality defined in 37 C.F.R. 1.56(b), enacted March 16, 1992, but may be material under the old standard of materiality defined in 37 C.F.R. 1.56(a), last amended on November 28, 1988, or may merely be technical background which may be of interest to the Examiner. In accordance with 37 C.F.R. 1.97(g), the

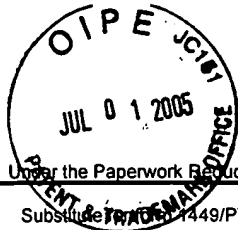
filing of this Supplemental Information Disclosure Statement shall not be construed to mean that a search has been made.

This Supplemental Information Disclosure Statement is being filed under 37 C.F.R. § 1.97(b) within three months of the filing date of the application, or before the mailing date of a first office action on the merits. No fee is required.

Respectfully submitted,

Date: June 28, 2005

  
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PTO/SB/08A (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

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Substitute Form PTO 1449/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 2

**Complete if Known**

Application Number	10/062,369
Filing Date	01/31/2002
First Named Inventor	Stephen S. Breese
Art Unit	2152
Examiner Name	Not Known
Attorney Docket Number	AUS920011024US1

U. S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
	AA	US- 6,151,688	11-21-2000	Wipfel et al.	
	AB	US- 5,459,837	10-17-1995	Caccavale, Frank S.	
	AC	US- 6,070,190	05-30-2000	Reps et al.	
	AD	US- 5,872,973	02-16-1999	Mitchell et al.	
	AE	US- 6,175,832 B1	01-16-2001	Luzzi et al.	
	AF	US- 6,141,699	10-31-2000	Luzzi et al.	
	AG	US- 6,853,619 B1	02-08-2005	Grenot, Thierry	
	AH	US- 6,587,878 B1	07-01-2003	Merriam, Greg Elliott	
	AI	US- 6,457,143 B1	09-24-2002	Yue, Po Cheung	
	AJ	US- 6,055,493	04-25-2000	Ries et al.	
	AK	US- 2003/0061232 A1	03-27-2003	Patterson, Eugene C.	
	AL	US- 2004/0078684 A1	04-22-2004	Friedman et al.	
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FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)				

Examiner Signature		Date Considered	
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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

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Sheet 2

of

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First Named Inventor	Stephen S. Breese
Art Unit	2152
Examiner Name	Not Known
Attorney Docket Number	AUS920011024US1

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	AM	GAIDIOZ ET AL., "Synchronizing Network Probes to avoid Measurement Intrusiveness with the Network Weather Service", 2000, www.cs.utk.edu/~rich/publications/nws-period.ps.gz, pp. 1-9.	
	AN	CLARK ET AL., "Application-Level Measurements of Performance on the vBNS", 1999, www.cs.unc.edu/~jeffay/papers/ICMCS-99.ps, 5 pages.	
	AO	SEKAR ET AL., "A High-Performance Network Intrusion Detection System", 1999, www.seclab.cs.sunysb.edu/sekar/papers/ccs99.ps, 10 pages.	
	AP	ADISESHU ET AL., "A State Management Protocol for IntServ, DiffServ, and Label Switching", 1998, www.crcr.wustl.edu/~hari/icnp.ps, pp. 1-24.	

Examiner  
SignatureDate  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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